

**COUNTY COUNCIL**

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Ross Kagawa  
Mel Rapozo  
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**MEMORANDUM**

April 10, 2014

TO: Bernard P. Carvalho, Jr., Mayor  
FROM: Jay Furfaro, Council Chair  
RE: **APRIL 9, 2014 COUNCIL MEETING RECAP**

This is to inform you of the action taken by the Council at its April 9, 2014 Council Meeting:

**CONSENT CALENDAR:**

C 2014-99 Communication (03/07/2014) from the County Engineer, transmitting for Council consideration, a Resolution Amending Resolution No. 141 (1975) By Removing and Establishing School Bus Stops on Piko Road, Lāwa'i Ridge Estates, Kōloa District, to provide safer conditions for children waiting on the side of the road. *(Received for the Record.)*

C 2014-100 Communication (03/07/2014) from the County Engineer, transmitting for Council consideration, a Resolution Establishing a School Bus Stop on Maule Road, Waimea District, County of Kaua'i, to benefit the many children who reside in the area. *(Received for the Record.)*

C 2014-101 Communication (03/17/2014) from the Mayor, transmitting for Council consideration and confirmation, the following Mayoral appointees to the various Boards and Commissions for the County of Kaua'i:

1. Planning Commission
  - Sean M. Mahoney (*Labor*) – Term ending 12/31/2016
2. Civil Service Commission
  - Elizabeth Hahn – Term ending 12/31/2016

*(Received for the Record.)*

C 2014-102 Communication (03/19/2014) from the Director of Planning, transmitting for Council information, the Six-Year Capital Improvement (CIP) Program Fiscal Year 2014/2015 - 2019/2020 Final Report, as recommended by the Planning Commission. *(Copies of Director's Report and Supplement to the Director's Report on file in the County Clerk's Office.) (Received for the Record.)*

C 2014-103 Communication (03/21/2014) from Councilmember Yukimura, transmitting for Council consideration, an amendment to the Kaua'i County Charter relating to the Code of Ethics, to allow officers or employees of the County to appear and advocate on behalf of private interests before those County Boards, Commissions, or Agencies for which they are not serving or employed. *(Received for the Record.)*

C 2014-104 Communication (03/24/2014) from Councilmember Yukimura, providing written disclosure of a possible conflict of interest and recusal from C 2014-80 and Resolution No. 2014-16 on the March 27, 2014 Council Meeting Agenda, relating to authorizing the filing of the Kaua'i County 2014 Action Plan (Community Development Block Grant) with the Department of Housing and Urban Development, United States of America, for a Grant under Title I of the Housing and Urban Community Development Act of 1974 and 1987, as amended, as she is a member of the Advisory Board of the Boys & Girls Club, who is listed as a recipient of the funds from this Grant. *(Received for the Record.)*

C 2014-105 Communication (03/26/2014) from the Mayor transmitting for Council consideration and confirmation, the following Mayoral appointees to the various Boards and Commissions for the County of Kaua'i:

1. Liquor Control Commission
    - Jean A. Iida – Term ending 12/31/2016
  2. Board of Ethics
    - Ryan M. de la Pena – Term ending 12/31/2016
  3. Building Board of Appeals
    - Patrick D. Lizama (*Fire Safety*) – Term ending 12/31/2016
- (Received for the Record.)*

#### COMMUNICATIONS:

C 2014-106 Communication (01/27/2014) from Council Chair Furfaro, requesting the presence of the Department of Public Works to provide the Council with an update on the Comprehensive Space Plan and Needs Assessment Report. This briefing will include, but not be limited to, discussions on the plans for the space previously occupied by Big Save, Inc. *(Received for the Record.)*

C 2014-107 Communication (03/15/2014) from the Director of Economic Development, requesting Council approval to apply for, receive, and expend grant funds in the amount of approximately \$950,000 for a thirty-six (36) month period from the United States Department of Education for the Native Hawaiian Education Program to fund a special program designed for at-risk children and youth and their families, to address the needs of under-employment, introduce Hawaiian language instruction, to assist in improving high school graduation rates and to help them to become sustainable in the Kaua'i community, and related goals. *(Approved.)*

C 2014-108 Communication (03/17/2014) from Council Vice Chair Chock, requesting the presence of the Information Technology (IT) Communication & Project Manager to discuss the costs and benefits of partitioning the County's computer network system between the legislative and administrative branches and an analysis of sub-partitioning the different departments or divisions within the respective branches. *(Received for the Record.)*

C 2014-109 Communication (03/19/2014) from the Director of Finance, transmitting for Council information, the Condition of the County Treasury Statement quarterly report as of February 4, 2014. *(Received for the Record.)*

C 2014-110 Communication (03/28/2014) from the County Engineer, requesting agenda time for the Department of Public Works, the Planning Department, and the Transportation Agency to provide the Council with an update on the plans for Hardy Street, Eiwa Street, and the surrounding area in Līhu'e. *(Received for the Record.)*

C 2014-111 Communication (03/28/2014) from the County Attorney, requesting Council authorization to expend funds up to \$20,000 to retain Special Counsel to represent the County of Kaua'i in In Re Application of County of Kaua'i for a Contested Case Hearing, regarding National Pollutant Discharge Elimination System (NPDES) Permit No. HI 0020257 and Zone of Mixing Permit No. ZM-30 for the Wailua Wastewater Treatment Plant located in Wailua, County of Kaua'i, State of Hawai'i, and related matters. *(Approved.)*

C 2014-112 Communication (04/01/2014) from Councilmember Rapozo, requesting Council consideration of the following, relating to the National Association of Counties (NACo) Dental Discount Program and Health Discount Program, which will offer residents who are uninsured affordable alternatives to paying full price for health and dental care services:

- 1) Request for approval to enter into a contract with Careington International Corporation, for the NACo Dental Discount Program;
  - 2) Request for approval to execute all appropriate documents to implement the NACo Health Discount Program;
  - 3) Request for approval to indemnify Careington International Corporation and Caremark PCS Health, L.L.C.;
  - 4) Request for approval to execute all other appropriate documents to effect the NACo Health Discount Program and the NACo Dental Discount Program for the County of Kaua'i; and
  - 5) Provide the County Clerk with the authority to sign any and all documents relating to these programs.
- (Approved.)*

#### LEGAL DOCUMENT:

C 2014-113 Communication (03/17/2014) from the County Engineer, recommending Council approval of the following conveyances by Kaua'i Lagoons LLC and Mori Golf (Kaua'i), LLC to the County: 1) improvements constructed by Kaua'i Lagoons LLC at the Līhu'e Wastewater Treatment Plant (WWTP) to upgrade the WWTP effluent to R-1 water quality for Reuse purposes, 2) an effluent injection well situated on Kaua'i Lagoons LLC property for use by the County, along with 3) the associated access easement needed for operation of the injection well:

- Dedication Deed for Sewerage Improvements (Līhu'e Wastewater Treatment Plant R-1 Reuse Upgrade), concerning Tax Map Key (TMK) No. (4) 3-5-001:027 (por);
- Conveyance of Sewerage Improvements (Kaua'i Lagoons Resort Disposal Well, UIC Permit No. UK-1554), concerning TMK No. (4) 3-5-001:027 (por); and
- Grant of Access Easement (Easement A-1), concerning TMK No. (4) 3-5-001:027 (por).  
**(Approved.)**

**COMMITTEE REPORTS: APPROVED.**

**RESOLUTIONS:**

Resolution No. 2014-12 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CIVIL SERVICE COMMISSION (*Nancy P. Golden*)  
**(Approved.)**

Resolution No. 2014-13 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE LIQUOR CONTROL COMMISSION (*Paul N. Endo*)  
**(Approved.)**

Resolution No. 2014-18 – RESOLUTION AMENDING RESOLUTION NO. 141 (1975) BY REMOVING AND ESTABLISHING SCHOOL BUS STOPS ON PIKO ROAD, LĀWA'I RIDGE ESTATES, KŌLOA DISTRICT  
**(Approved.)**

Resolution No. 2014-19 – RESOLUTION ESTABLISHING A SCHOOL BUS STOP ON MAULE ROAD, WAIMEA DISTRICT, COUNTY OF KAUAI  
**(Approved.)**

Resolution No. 2014-20 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE PLANNING COMMISSION (*Sean M. Mahoney – Labor*)  
**(Approved.)**

Resolution No. 2014-21 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE CIVIL SERVICE COMMISSION (*Elizabeth Hahn*)  
**(Approved.)**

Resolution No. 2014-22 – RESOLUTION PROPOSING A CHARTER AMENDMENT RELATING TO THE CODE OF ETHICS (*Public Hearing scheduled on May 14, 2014; Referred to the May 28, 2014 Council Meeting.*)

Resolution No. 2014-23 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE LIQUOR CONTROL COMMISSION (*Jean A. Iida*)  
**(Approved.)**

Resolution No. 2014-24 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BOARD OF ETHICS (*Ryan M. de la Pena*) (**Approved.**)

Resolution No. 2014-25 – RESOLUTION CONFIRMING MAYORAL APPOINTMENT TO THE BUILDING BOARD OF APPEALS (*Patrick D. Lizama – Fire Safety*) (**Approved.**)

**BILL FOR SECOND READING:**

Bill No. 2461, Draft 1 – A BILL FOR AN ORDINANCE TO AMEND CHAPTER 8, KAUAI COUNTY CODE 1987, AS AMENDED, RELATING TO THE COMPREHENSIVE ZONING ORDINANCE (*Amendments to the Shoreline Setback Ordinance*) (**Referred to the Planning Committee Meeting on June 4, 2014.**)

Bill No. 2531 – A BILL FOR AN ORDINANCE AMENDING ORDINANCE NO. B-2013-753, AS AMENDED, RELATING TO THE OPERATING BUDGET OF THE COUNTY OF KAUAI, STATE OF HAWAII, FOR THE FISCAL YEAR JULY 1, 2013 THROUGH JUNE 30, 2014, BY REVISING THE AMOUNTS ESTIMATED IN THE GENERAL FUND (**Approved.**)

Thank you for following up as appropriate, including confidential routing to any appropriate parties, and please do not hesitate to contact me or Council Services Staff if you need further information. Please note that this memo presents a summary of the action taken, and reference should be made to the official minutes for a complete record.

cc: KCT Department Heads (*Via E-mail*)  
KCT CCs (*Via E-mail*)  
Council Services Staff (*Via E-mail*)